

2009 DRAFTING REQUEST

Bill

Received: **01/28/2009**

Received By: **gmalaise**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Rhodes**

This file may be shown to any legislator: **NO**

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Higher Education - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Rhodes, BB0551 -

Topic:

HEAB distribution of federal stimulus funds

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|------------------------|---------------------|-----------------------|----------------|------------------------|-----------------|-----------------|
| /? | gmalaise 01/28/2009 | jdyer 01/28/2009 | | _____ _____ | | | |
| /1 | | | mduchek 01/28/2009 | _____ _____ | sbasford 01/28/2009 | | |

FE Sent For:

<END>

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|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
| /? | gmalaise | 1/28 jld | MD | MD 1/28 | | | |

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: HEAB / DOA Distribution of Federal Stimulus Funds
- Tracking Code: BB0551
- SBO team: Education, Children & Families
- SBO analyst: Dennis Rhodes
 - Phone: 266-2843
 - Email: Dennis.Rhodes@Wisconsin.gov
- Agency acronym: HEAB / DOA
- Agency number: 235 / 505
- Priority (Low, Medium, High): High

Please draft language indicating that the distribution of any funds received by the Higher Educational Aids Board under the federal stimulus package related to higher education capital and modernization projects requires the approval of the Department of Administration.

Malaise, Gordon

From: Hanle, Bob - DOA [bob.hanle@wisconsin.gov]
Sent: Tuesday, January 27, 2009 7:53 PM
To: Malaise, Gordon; Hanaman, Cathlene
Cc: Rhodes, Dennis - DOA; Thornton, Scott - DOA
Subject: New statutory language request
Importance: High

We need language that the distribution of any funds received by the Higher Educational Aids Board under the federal stimulus package related to higher education capital and modernization projects requires the approval of the Department of Administration.

The back story is that it appears that the fed stimulus money the state would receive to modernize higher education facilities will go first to HEAB, which is the state's designated Higher Education Agency for federal purposes. HEAB does not have the staff or expertise to decide how these funds should be distributed. DOA needs to direct the distribution of these funds through its Division of State Facilities.

Bob Hanle, Team Leader
State Budget Office
101 E. Wilson St. -- 10th Floor
P.O. Box 7864
Madison, WI 53707-7864
(608) 266-1037

01/28/2009



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1840/2

GMM:AK:...

IN 1/28

jld

DOA:.....Rhodes, BB0551 - HEAB distribution of federal stimulus funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

DWTE

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don't gen

1

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

OTHER EDUCATIONAL AND CULTURAL AGENCIES

Current law requires the Higher Educational Aids Board (HEAB) to establish plans to be administered by HEAB for participation by this state under any federal acts relating to higher education. This bill requires HEAB to obtain the approval of DOA before HEAB may expend any discretionary federal economic stimulus funds for any higher education capital or modernization project.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2

SECTION 1. 39.28 (2) of the statutes is amended to read:

3

39.28 (2) The board shall establish plans to be administered by the board for

4

participation by this state under any federal acts relating to higher education and

5

submit them to the U.S. secretary of education for the secretary's approval. The

- 1 board may utilize such criteria for determination of priorities, participation, or
2 purpose as are delineated in the federal acts. The board shall obtain the approval
3 of the department of administration before the board may expend any discretionary
4 federal economic stimulus funds from the appropriation account under s. 20.235 (2)
5 (k) for any higher education capital or modernization project.

History: 1971 c. 125, 211; 1973 c. 90; 1975 c. 198, 224; 1977 c. 29; 1977 c. 196 s. 131; 1977 c. 418; 1981 c. 20; 1983 a. 27; 1985 a. 332 s. 251 (3); 1989 a. 31, 56; 1991 a. 316; 1995 a. 27; 1997 a. 27; 2001 a. 16.

6

(END)

d-note
↓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1840/1dn

GMM:....

date

jld

* Dennis

* Section 20.235 (2) (k) is created by LRB²⁰⁰⁹09-1786/1. If LRB²⁰⁰⁹09-1786/1 is not included in the compiled budget bill, then this draft should not be included either.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: gordon.malaise@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1840/1dn
GMM:jld:md

January 28, 2009

Dennis:

Section 20.235 (2) (k) is created by 2009 LRB-1786/1. If 2009 LRB-1786/1 is not included in the compiled budget bill, then this draft should not be included either.

Gordon M. Malaise
Senior Legislative Attorney
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E-mail: gordon.malaise@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1840/1
GMM:jld:md

DOA:.....Rhodes, BB0551 - HEAB distribution of federal stimulus funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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5 (k) for any higher education capital or modernization project.

6 (END)